

## **TIVERTON TOWN COUNCIL**

### **Regular Meeting: Monday, June 8, 2009 at 7:00 p.m.**

**NOTE:** Individuals requesting interpreter services for the hearing impaired must contact the Town Clerk's Office at 343 Highland Road or call (401) 625-6704 seventy-two (72) hours in advance of the meeting date.

**DATE POSTED: 06-04-09**

**1. PLEDGE OF ALLEGIANCE TO THE FLAG**

**2. ROLL CALL**

**Donald Bollin-President**

**JoAnne Arruda-Vice President**

**Hannibal Costa**

**Louise Durfee**

**Jay Lambert**

**Cecil E. Leonard**

**Edward Roderick**

**3. APPROVAL OF CONSENT AGENDA**

All items listed with a (CA) are to be considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a member of the Council, or a member of the public so requests, in which event the item will be removed from Consent Agenda (CA) consideration and considered in its normal sequence on the agenda.

**4. A. BUSINESS BROUGHT BEFORE THE COUNCIL**

**CONSENT AGENDA:**

- (C.A.) 1.**
  - a. Approval of Minutes from May 26, 2009 Regular Council Meeting
  - b. Approval of Executive Session Minutes from May 26, 2009 Council Meeting
  
- (C.A.) 2.** Receipt of Minutes from the Following Boards, Commissions
  - a. Art's Council
  - b. Prevention Coalition
  - c. Wastewater Management (2)
  
- (C.A.) 3.** Correspondence – Receive and File
  - a. Received From City of Newport Regarding Consolidation of the Newport County Convention and Visitor's Bureau with the East Bay Tourism Council
  - b. Received From Paul Hill, Chairman Villages on Mount Hope Bay Executive Committee Regarding Tax Assessments for VMHB – Copied to Tax Assessor, Town Administrator and Town Solicitor
  
- (C.A.) 4.** Petition by National Grid Electric for GRID Pole on Canonicus Street  
Response From DPW Director Stephen Berlucchi
  
- (C.A.) 5.** Petition for Joint Push Brace Pole to be Attached to P.31 on Borden Road  
Response From DPW Director S. Berlucchi
  
- (C.A.) 6.** Tiverton Yacht Club, Kenneth R. Tremblay, Esq. – Request Amendments to Zoning Ordinance – Referred to Planning Board

## **B – FINANCIAL BUSINESS:**

## **C - BOARD OF LICENSING COMMISSIONERS**

## **D - APPOINTMENTS & RESIGNATIONS:**

1. Town Clerk - Request Councilor Jay Lambert be Appointed to Work With Town Solicitor and Town Clerk on Ordinance Revision

## **E - UNFINISHED BUSINESS:**

## **F – PUBLIC HEARING – ADVERTISED**

1. Singing Out Against Hunger, Jane Bitto, 2325 Main Road – Request Noise Ordinance Variance for September 18,19 and 20, 2009 between 12:00p.m.to 9:00 p.m. – Subject to Meeting All Legal Requirements – Fundraiser “Singing Out Against Hunger”
2. Coastal Roasters, Lisa Machado, 1791 Main Road – Request noise Ordinance Variance for September 18, 2009 between 12:00p.m. to 4:00 p.m.  
September 19 and 20 between 9:00 a.m. to 1:00 p.m. – Subject to Meeting All Legal Requirements – Fundraiser “Singing Out Against Hunger”
3. Tiverton Power, Inc. Attorney Richard A. Sherman – Proposed Amendment to the Town Zoning Map

## **G - NEW BUSINESS:**

1. Chris Spencer, Town Planner – Request Council Authorize Letter to RIDOT to Survey the Existing Conditions Between Souza Road and State Avenue Along Main Road to Determine Where On Street Parking is Feasible
2. Councilor Durfee – Extension of Moratorium on Bay Street Area to December 31, 2009
3. Councilor Durfee – Discussion and Possible Vote Regarding Use of Master Lever for Elections
4. School Committee Chair and Vice Chair, Jan Bergandy and Sally Black – Process and Schedule of Turning the Old Ranger and Nonquit Schools Back to the Town
5. Town Administrator – Request Ratification of Tax Collector Contract

## **H – BIDS AND REQUESTS FOR PROPOSALS**

1. Town Administrator/ DPW Director – Request Award of Bids as Recommended by DPW Director
  - a. Bituminous Concrete Paving
  - b. Road Materials
  - c. Catch Basin Blocks
  - d. Unleaded Gasoline and Dyed Off Road Diesel Fuel

2. DPW Director – Request Waiving of Bid Bond Requirement for High Density Polyethylene Pipe and Catch Basin Frames and Grates Bids
  - a. Award of Bid as Recommended by DPW Director Berlucchi for High Density Polyethylene Pipe
  - b. Award of Bid as Recommended by DPW Director for Catch Basin Frames and Grates

**I - TOWN ADMINISTRATOR ANNOUNCEMENTS, COMMENTS AND QUESTIONS**

**J – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS**

**K – TOWN SOLICITOR – ANNOUNCEMENTS, COMMENTS AND QUESTIONS**

**5. CLOSED EXECUTIVE SESSION**

1. Town Solicitor - Litigation – 42-46-5(a) (2)
2. Town Solicitor – Prospective Business – 42-46-5(a)(6)

A portion of this meeting may be held in executive session pursuant to the Open Meeting Law, Section 42-46-5(a) of the General Laws of Rhode Island, 1956 (1986 Reenactment), as amended.

**6. ADJOURNMENT** Pursuant to RIGL §42-46-6(b). Notice – “Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official.”